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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/530,707	04/08/2005	Bernd Zschke	268510US0PCT	6914
22850	7590	04/03/2009		
OBLON, SPIVAK, MCCLELLAND MAIER & NEUSTADT, P.C. 1940 DUKE STREET ALEXANDRIA, VA 22314			EXAMINER COONEY, JOHN M	
			ART UNIT 1796	PAPER NUMBER
			NOTIFICATION DATE 04/03/2009	DELIVERY MODE ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10530707	4/8/2005	ZASCHKE ET AL.	268510US0PCT

OBLON, SPIVAK, MCCLELLAND MAIER & NEUSTADT, P.C.
1940 DUKE STREET
ALEXANDRIA, VA 22314

EXAMINER

John Cooney

ART UNIT	PAPER
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1796	20090329
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DATE MAILED:

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Commissioner for Patents

The reply filed on 11-26-08 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicants' response does not reply to and/or address the rejection of claim 19 under 35 USC 102(b) over Matsumoto et al.(6,117,937){It should also be noted also that this claim now depends from a cancelled claim, and proper dependency and antecedent basis is lacking}. Also, applicants' reply to the rejection under 35 USC 103 over Haider et al. in view of Matsumoto et al. and EP-0,786,480 as it applies to the claims as they now stand lacks a response and/or address of the ranges of values set forth in claim 6. All of applicants' arguments are directed towards the assertion that all of the claims are limited to KOH values of 100-800 mg KOH/g. However, response lacks address of the rejection as it applies to claim 6 {It should also be noted that the placement of the language of claim 9 into claim 1 creates a conflict with the ranges of values set forth in claim 6 which is dependent from claim 1}. Applicants might also note that the incorrect listing of the claims in the last paragraph of page 8 of their response raises ambiguities concerning applicants' reply. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to John Cooney whose telephone number is 571-272-1070. The examiner can normally be reached on M-F from 9 to 6.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James Seidleck, can be reached on 571-272-1078. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/John Cooney/
Primary Examiner, Art Unit 1796

